

Law Office of Amy Yu, P.C.
30300 Northwestern Highway, Suite 114
Farmington Hills, Michigan 48334

Amy A. Yu
(248)932-0100 Office
Gail M. Towne, Of Counsel
(248) 932-1734 Fax
www.amyyulaw.com
ayu@amyyulaw.com

January 25, 2012

Mr. Corbin R. Davis
Clerk, Michigan Supreme Court
P.O. Box 30052
Lansing, Michigan 48909

RE: ADM 2010-22 and MRPC 7.3
Family Law Anti Trolling

Dear Mr. Davis:

This is a letter to express my support for the proposed Michigan Court Rule amendment of ADM 2010-22.

I am a Michigan attorney who exclusively practices in the area of family law. I have personally experienced the problem which this amendment tries to remedy.

Specifically, I have had clients and my clients' spouses who were informed by letter that they were being sued and that they need a divorce attorney, and that it should be with the firm sending the letter. There are serious repercussions that have resulted from there contacts.

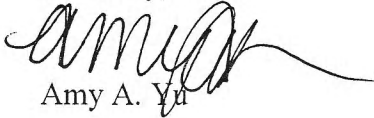
1. In one instance, my client received the letter. Her husband decided after filing, and not telling his wife that he had filed that he would try to make the marriage work. When she found out that he had filed, she felt betrayed and any potential for saving the marriage completely and utterly vanished.
2. In another case, my client filed, but because one of the children was hit by a car, while the child was in the ICU, I felt we could wait to serve at a more humane time. His spouse got the letter, and this caused great stress to the parties and the child that was not necessary.

3. Sometimes family law attorneys need to plan for their clients after the complaint is filed and before service to make sure that client is safe and decrease the potential for violence. Allowing the letters to continue to alert the other party could lead to lethal results. Do we have to wait until someone is seriously injured or killed before precautions are taken to amend the court rule?

4. In one case, one litigant did find out that the case was filed, and before ex parte orders for property injunction could be entered with the court. The litigant cleaned out all of the bank accounts. Since the litigant did not violate the restraining order since it was not yet entered, what realistic remedies are for the other party? What happens if before the other party is served, they leave the county with the child? The Hague Convention does not apply to all countries.

The proposed amendment to the court rule is not a complete ban on contacting a litigant, but it gives time to protect the party who is fearful of domestic violence, hiding assets or absconding with the children. The Supreme Court needs to consider all of these scenarios, because they are happening and they can be avoided. Family law is a difficult area of the law and people need to be protected.

Sincerely,



Amy A. Yu